

AMENDMENT TO H.R. 3309
OFFERED BY M

Page 19, after line 5, insert the following (and re-designate subsequent sections accordingly):

1 SEC. 3. STUDY ON UNLICENSED USE IN THE 5 GHZ BAND.

2 (a) IN GENERAL.—The Assistant Secretary and the
3 Commission shall, in consultation with the Secretary of
4 Transportation and other stakeholders, conduct a study
5 evaluating known and proposed spectrum-sharing tech-
6 nologies and the risk to Federal and primary users if unli-
7 censed U–NII devices were allowed to operate in the
8 5350–5470 MHz band and the 5850–5925 MHz band.

9 (b) SUBMISSION.—Not later than 8 months after the
10 date of the enactment of this Act, the Assistant Secretary
11 and the Commission, acting jointly or separately, shall
12 submit to the Committee on Energy and Commerce of the
13 House of Representatives and the Committee on Com-
14 merce, Science, and Transportation of the Senate a report
15 on the findings of the study required by subsection (a).

16 (c) DEFINITIONS.—In this section:

17 (1) 5350–5470 MHZ BAND.—The term “5350–
18 5470 MHz band” means the portion of the electro-

1 magnetic spectrum between the frequencies from
2 5350 megahertz to 5470 megahertz, inclusive.

3 (2) 5850–5925 MHZ BAND.—The term “5850–
4 5925 MHz band” means the portion of the electro-
5 magnetic spectrum between the frequencies from
6 5850 megahertz to 5925 megahertz, inclusive.

7 (3) ASSISTANT SECRETARY.—The term “Assist-
8 ant Secretary” means the Assistant Secretary of
9 Commerce for Communications and Information.

10 (4) COMMISSION.—The term “Commission”
11 means the Federal Communications Commission.

12 (5) U–NII DEVICES.—The term “U–NII de-
13 vices” has the meaning given such term in section
14 15.403(s) of title 47, Code of Federal Regulations,
15 except for the frequency bands specified in such sec-
16 tion.

